IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION Nos.24206, 24323 AND 28117 OF 1998

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WRIT PETITION NO : 24206 of 1998

Between:

C.Chandra Reddy, S/o. C.Malla Reddy.
National Airport Authority of India, R/o. 5-235,
Old Bowinpally, Secunderabad-11.

..... PETITIONER

AND

1 Chairman, Airport Authority of India,
Rajiv Gandhi Bhavan, Safdarjung,
New Delhi-3.

2 Regional Executive Director,
Airport Authority of India (NAD), Chennai Airport,
Chennai-27.

3 Airport Director,
Airport Authority of India (NAD),

Hyderabad, (Begumpet) Airport, Hyderbad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a Writ, order or direction especially one in the nature of Writ of Mandamus declaring the order

issued in reference to AA I/NAD/HY/E-4/IV/98/11246-58 dated 21.08.1998 issued by the Assistant Manager (ADM) which is consequent to the Proceedings in letter No.AAI/NAD/M/2-2(7)/Ea dated 18.08.1998 issued by the Regional Executive Director, AAI, Chennai as illegal, arbitrary and violative of Articles 14 and 16 of the Constitution of India.

Counsel for the Petitioner : MR.M.SURENDER RAO

Counsel for the Respondents : MR.P.INNAYYA REDDY

S.C. FOR RESPONDENTS

WRIT PETITION NO : 24323 of 1998

Between:

G.A.Rudrappa, S/o. Late Gangaiah
R/o. B 42, Airport Colony,
Begumpet, Hyderabad.

..... PETITIONER

AND

1 Airport Authority of India, Rep.BY Its Chairman.
Rajiv Gandhi Bhavan, Safdarjung,
New Delhi-3.

2 The Regional Executive Director,
Airports Authority of India (NAD),

Southern Region, Chennai Airport, Chennai-27.

3 The Airport Director, Airport Authority of India (NAD),
Hyderabad Airport, Begumpet, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction especially one in the nature of Writ of Mandamus declaring that the order passed by the Assistant Manager (Administration), Airport Authority of India,

Hyderabad Airport referring to a letter No.AAI/NAD/M/22(7)/EA, dated 18.08.1998 in reference No. AAI/NAd/HY/E-4(IV)/98/11233-45, dated 21.08.1998 transferring the petitioner from Hyderbad to Trichy Airport as illegal being vindictive and malafide and therefore liable to be set aside and it is also unfair labour practice by the respondents.

Counsel for the Petitioner : MR.M.SURENDER RAO

Counsel for the Respondents : MR.P.INNAYYA REDDY

S.C. FOR RESPONDENTS

WRIT PETITION NO : 28117 of 1998

Between:

M.A.Vinod Kumar, S/o. M.L.Asirvadam.
R/o. 1-7-183/B, Bakaram,
Hyderabad.

..... PETITIONER

AND

1 Airports Authority of India, Rep By Its Chairman,
Rajiv Gandhi Bhavan, Safdrajung,
New Delhi.

2 The Regional Executive Director,
Airports Authority of India (NAD), Southern Region,
Chennai Airports, Chennai-27

3 The Airport Director, Airports Authority of India (NAD),
Hyderabad Airport, Begumpet,
Hyderabad.

4 The Airport Director,
Airports Authority of India (NAD),

Bangalore Airports, Karnataka State.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction especially one in the nature of Writ of Mandamus declaring the proceedings of the Airport Director in Ref.No.AAI.NAD/HY/E-4(1)/98/11259-71 dated 21.08.1998 by which petitioner was transferred to Bangalore Airport as illegal, arbitrary, discriminatory and violative of Articles 14 and 16 of the Constitution of India apart from it being unfair Labour practise and it is therefore hit by the provisions of Industrial Disputes Act.

Counsel for the Petitioner : MR.M.SURENDER RAO

Counsel for the Respondents : MR.P.INNAYYA REDDY

The Court made the following :

C O M M O N O R D E R

In these three writ petitions, a common order passed by the respondent-Air Port Authority of India, transferring the petitioners from Hyderabad to other places, is under challenge.

At the time of admission of the writ petitions, an interim order dated 31.8.1998 was passed staying the transfer orders. Further, on vacate stay petitions being filed by the respondents, the same was considered, and by a common order dated 27.08.1999 in WVMP No.1156 of 1999 in WPMP No.29289 of 1998 in W.P.No.24206 of 1998 and batch, the interim orders passed earlier were made absolute and further made it clear that the said order will not, however, preclude the respondents to take action in accordance with the policy, on any other grounds warranting transfer, and thus the writ petitions were directed to be posted for final hearing.

As of now, since it is more than seven years, nothing survives in this batch of writ petitions for adjudication, so far as transfer of the petitioners are concerned, and the writ petitions are liable to be closed.

Accordingly, the writ petitions are closed in the light of the orders in WVMP No.1156 of 1999 in WPMP No.29289 of 1998 in W.P.No.24206 of 1998 and batch, dated 27.08.1999.

JUSTICE C.V.RAMULU

1ST JULY, 2005

PGS

To

1 Chairman, Airport Authority of India,
Rajiv Gandhi Bhavan, Safdarjung,
New Delhi-3.

2 Regional Executive Director,
Airport Authority of India (NAD), Chennai Airport,
Chennai-27.

3 Airport Director,
Airport Authority of India (NAD),

Hyderabad, (Begumpet) Airport, Hyderbad.

4 The Airport Director,
Airports Authority of India (NAD),

Bangalore Airports, Karnataka State.

5. 2 CCs to Mr.P.Innayya Reddy, S.C. for respondents,

High Court Buildings, High Court of A.P., Hyderabad.

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION Nos.24206, 24323

AND 28117 OF 1998

COMMON ORDER

1ST JULY, 2005